




MEMORANDUM TO VENICE CITY COUNCIL

THROUGH CHARTER OFFICER: Edward Lavallee, City Manager

E-SIGN: 
Edward Lavallee (May 15, 2023 15:27 EDT)

FROM: Captain Andy Leisenring 
Andrew Leisenring (May 15, 2023 14:53 EDT)

DEPARTMENT: Police Department

DATE: 05/15/2023

MEETING DATE: 05/23/2023

SUBJECT / TOPIC: Resolution 2023-21 Revised Schedule of Violations and Penalties

BACKGROUND INFORMATION: The purpose of this Resolution is to update the schedule of violations and penalties to include Alarm Systems.

SUPPORTS STRATEGIC PLAN: Goal Two: Provide Efficient, Responsive Government with High Quality Services

COUNCIL ACTION REQUESTED: For Council Adoption by Motion

Yes	N/A	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Document(s) Reviewed for ADA compliance (required if for agenda posting)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	City Attorney Reviewed/Approval
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Risk Management Review
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Finance Department Review/Approval
		Funds Availability (account number):

Requested by: City Community Resource Unit
Prepared by: City Attorney's Office

RESOLUTION NO. 2023-21

A RESOLUTION OF THE CITY OF VENICE, FLORIDA ADOPTING A REVISED SCHEDULE OF VIOLATIONS AND PENALTIES CONSISTENT WITH SECTION 2-333 OF THE CITY CODE OF ORDINANCES; SUPERSEDING RESOLUTION NO. 2023-16; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Venice has a Schedule of Violations and Penalties that identifies the maximum civil penalty for violation of a city code or ordinance; and

WHEREAS, the City desires to update and revise the existing Schedule of Violations and Penalties; and

WHEREAS, Section 2-333(d) of the City of Venice Code of Ordinances authorizes city council to adopt and amend a Schedule of Violations and Penalties by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:

SECTION 1. The whereas clauses above are ratified and confirmed as true and correct.

SECTION 2. The Venice City Council hereby adopts the Schedule of Violations and Penalties attached hereto as "Exhibit A".

SECTION 3. This Resolution shall supersede and replace Resolution No. 2023-16 in its entirety.

SECTION 4. This Resolution shall take effect immediately upon its approval and adoption as required by law.

APPROVED AND ADOPTED AT A REGULAR MEETING OF THE VENICE CITY COUNCIL HELD ON THE 23RD DAY OF MAY 2023.

Nick Pachota, Mayor

ATTEST:

Kelly Michaels, MMC, City Clerk

I, Kelly Michels, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City of Venice Council at a meeting thereof duly convened and held on the 23rd day of MAy, 2023 a quorum being present.

WITNESS my hand and the official seal of the said city this 23rd day of May, 2023.

Kelly Michaels, MMC, City Clerk

(SEAL)

Approved as to form:

Kelly Fernandez, City Attorney

“EXHIBIT A”

SCHEDULE OF VIOLATIONS AND PENALTIES (adopted 5/23/23)

Ordinance/Code Violation Classification	First Offense	Applicable Civil Penalty	Subsequent Offense
Class I	Non-Contested	\$ 75.00	\$ 175.00
	Contested	\$ 175.00	\$ 375.00
Class II	Non-Contested	\$ 150.00	\$ 250.00
	Contested	\$ 250.00	\$ 450.00
Class III	Non-Contested	\$ 175.00	\$ 300.00
	Contested	\$ 300.00	\$ 500.00
Class IV	Non-Contested	\$ 200.00	\$ 375.00
	Contested	\$ 375.00	\$ 500.00
CLASS III - Construction without a permit	Non-contested	\$ 1500.00	\$ 2000.00
	Appealed	\$ 2500.00	\$ 2500.00
Class IV - Unlicensed Contracting	Non-contested	\$ 1500.00	\$ 2000.00
	Appealed	\$ 2500.00	\$ 2500.00
City Code*	Description	Class Violation	
6-40	Drinking, consuming or possessing an open container on public property.	Class III	
10-2	Dogs running at large.	Class I	
10-6	Animals in or on parks, playgrounds, school premises, public buildings or beaches.	Class I	
10-8	Removal of animal waste deposited on public or private property.	Class I	
30-34	False alarms.	Class I	
34-35	Prohibited noise.	Class I	
34-62	Burning of land clearing and tree cutting debris.	Class IV	
34-81	Offensive accumulations.	Class I	
42-3	Damaging or disturbing trees, shrubbery or other plants on city property.	Class II	
42-5	Security measure requirements for owners and operators of retail gas pumps.	Class II	
46-62 (a)(1-8)	General rules and regulations for all parks, beaches and recreational areas.	Class I	
46-62(a)(9)	Animals in prohibited areas.	Class II	
46-62(a)(10)	Use of tobacco products in prohibited areas.	Class II	
46-63	Fishing in swim area of Venice Municipal Beach.	Class II	
46-64	Fishing lines, bikes, shark fishing on Venice Fishing Pier.	Class III	
46-183 thru 46-186	Launching and docking watercraft. Parking and camping. Picnicking. Violation of rules for marine parks.	Class I	
46-202	Camping prohibited.	Class II	
54-3	Prohibited Dumping.	Class IV	
54-51	Storage of solid waste containers.	Class I	
54-73	Storage of solid waste.	Class I	
62-1	Obstructing street drainage or drainage facilities.	Class II	
62-31	Failure to maintain sidewalk.	Class I	
62-62	Right-of-way use.	Class II	
62-121 and 62-124	Display or sale of merchandise on public right-of-way or property without permit.	Class II	
62-121 and 62-124	Café Permit, outside dining.	Class I	
66-102	No business tax receipt.	Class III	
70-9	Operation of bicycles and other vehicles on public sidewalks.	Class I	
70-55	Trailer not to be detached from towing vehicle while parked on street.	Class I	
74-43 and 74-45	Tampering with meters, valves, and other city equipment. Unpermitted cross connections.	Class IV	

SCHEDULE OF VIOLATIONS AND PENALTIES (adopted 5/23/23)

74-131	Prohibited discharges.	Class IV
87-3.5.1	Prohibited signs and signs without a permit.	Class I
87-3.5.4	Maintenance of signs.	Class I
87-3.5.7	Abandoned and unsafe signs.	Class I
87-6.4	Illegal Resort Dwellings.	Class IV
87-6.5	Commercial, recreational, and unlicensed vehicle parking.	Class I
87-6.7	Garage sales.	Class I
87-6.9	Dog friendly dining.	Class I
88-1.6	Construction site operations.	Class II
88-2.2.1	Construction without a permit.	CLASS III - Construction without a permit
89-2.4	Violation of turtle lighting standards.	Class IV
88-3.2	Responsibilities for residential properties (Property Maintenance).	Class II
88-3.3	Responsibilities for nonresidential properties (Property Maintenance).	Class II
88-3.5 and 3.6	Standards for securing buildings. Registration for boarding.	Class II
88-3.7	Temporary covering of non-residential windows and doors.	Class II
88-4.1.2	Contractors – unlawful acts.	Class IV -Unlicensed Contracting
88-4.2	Contractor registration.	Class II
89-2.4.G	Prohibition of activities disruptive to marine turtles.	Class IV
89-3.2 thru 3.4	Tree preservation, protection and replacement	Class IV

***NOTE: Any changes to Chapter or Section numbers due to the renumbering or revision of the City Code of Ordinances shall be deemed to be automatically made to this Schedule of Violations and Penalties.**









COUNCIL AGENDA ITEM MEMORANDUM - Resolution 2023-21

Final Audit Report

2023-05-15

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